IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.2141 OF 2005
IN
WRIT PETITION NO.8760 OF 2004

Office Note, Office Memoranda of appearance, orders and	Court's or Judge's Orders or Registrar's	Coram Corut's directions Orders:

Mr. S.B.Deshmukh, for the Petitioner
Mr. M.L. Patil, for respondent No.4.
Mrs.M.P.Thakur,AGP for Respondent Nos.1 to 3.

CORAM: F.I. REBELLO &
MRS. R.S.DALVI, JJ.
DATE : 9TH DECEMBER, 2005
P.C.

. The Petition has been admitted and pending. During the pendency of the petition Civil Application is taken out by the petitioner to stay the operation of the order dated 25th May, 2005. That order is purportedly passed on the representation made by respondent No.4 and others. The stand of the State is that considering the contentions as urged they will give hearing to the parties.

2. It was open to the Authorities to reconsider the earlier orders on representation being made by aggrieved parties. However, when such review is sought to be done and when it involves civil consequences like reviewing the order then it is the bounded duty of the respondents to have given hearing to the parties likely to

be affected. In the instant case that has not happened and in view of that the present application will have to be allowed and the order dated 25th May, 2005 will have to be set aside. Hence the Civil Application is allowed and the order dated 25th May, 2005 is set aside. The respondent Authorities are directed to consider the representation made by the respondent NO.4 and others and give opportunity to the petitioners and others likely to be affected and considering their representation to pass appropriate orders at any rate not later than six weeks from today.

. With the above direction Civil Application disposed of.

(**F.I. REBELLO, J.**)

(**MRS.R.S. DALVI,J.**)